

TRANSCRIPT PREPARED BY THE CLERK OF THE LEGISLATURE  
Transcriber's Office

March 1, 1999

LB 578

SENATOR CHAMBERS: No, we're talking about a situation where a violation has been determined...

SENATOR JANSSEN: All right.

SENATOR CHAMBERS: ...and then they go the next step and say, we don't believe that there can be a successful prosecution, so, even though there's a violation, it's not going to go to the county attorney.

SENATOR JANSSEN: Well, I believe if there was a violation, they would go to the county attorney with it.

SENATOR CHAMBERS: Then why do they talk about having to have a belief that a successful prosecution can be undertaken? If there is not enough evidence to find a violation, the investigation ends, the matter is closed.

SENATOR JANSSEN: They have a hearing, on it...

PRESIDENT MAURSTAD: One minute.

SENATOR JANSSEN: ...Senator Chambers. They have a hearing to determine, and that hearing board then...then they go on and prosecute further.

SENATOR CHAMBERS: Thank you, Senator Janssen. Members of the Legislature, I have my light turned on. I just wanted to see if I could get the thinking of the Government Committee and the introducer of the bill. When I get a chance to speak again, I'll just make my assertions.

PRESIDENT MAURSTAD: Thank you, Senator Chambers. Senator Janssen, your light is on. Would you like to be recognized?

SENATOR JANSSEN: Yes, thank you, Mr. Lieutenant Governor. Been brought to my attention that they do have the power now to hold the hearing and determine whether this can be...whether it has been illegal or legal. That's what counsel has just told me. They already have the power to hold a hearing. That is what.... If Senator Chambers would like to respond to that, I'm just telling him what...what I've been told.